

**UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:07-cv-11-RJC-DLH**

**ELENA M. DAVID; ARLEEN J. STACH;
and VICTOR M. HERNANDEZ,**

Plaintiffs,

v.

**J. STEELE ALPHIN; AMY WOODS
BRINKLEY; EDWARD J. BROWN, III;
CHARLES J. COOLEY; RICHARD M.
DeMARTINI; BARBARA J. DESOER;
JAMES H. HANCE; LIAM E. McGEE;
EUGENE M. McQUADE; ALVARO G. de
MOLINA; MICHAEL E. O'NEILL; OWEN
G. SHELL, JR.; R. EUGENE TAYLOR; F.
WILLIAM VANDIVER, JR.; BRADFORD H.
WARNER; CHARLES W. COKER;
STEVEN JONES; KENNETH D. LEWIS;
BANK OF AMERICA CORPORATION; and
BANK OF AMERICA CORPORATION
CORPORATE BENEFITS COMMITTEE,**

Defendants.

ORDER

THIS MATTER is before the Court sua sponte. In light of the Plaintiff's filing of an Amended Complaint and the Defendants' new motion for summary judgment, the March 7, 2011, trial date in this matter must be continued until the motion is resolved.

IT IS, THEREFORE, ORDERED that the March 7, 2011, trial date in this matter is **CONTINUED**, and the Court will schedule a new trial date after the pending dispositive motion is resolved, if necessary.

Signed: January 25, 2011


Robert J. Conrad, Jr.
Chief United States District Judge 